

#27

BATCH No.: T70
Allowed: May 27, 1999

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 98,385-A)

PATENT

In application of:

Hauptmann *et al*

Serial No. 08/484,312

Filed: June 7, 1995

For: TNF Receptors, TNF Binding Proteins
And DNAs Coding for Them

Before the Examiner:
G. Draper

Group Art Unit: 1646

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Office of Patent Publication
Director's Office

TRANSMITTAL LETTER

Assistant Commissioner of Patents
Washington, D.C. 20231
ATTN: Examiner Tom Hawkins, Drawings Branch

Sir:

In regard to the above-identified application:

1. We are transmitting herewith the attached
 - a. Request to Rescind Abandonment
 - b. Twenty-two sheets of formal drawings
 - c. Copy of Certificate of Express Mail
2. With respect to additional fees:
 - a. No additional fee is required.
3. Please charge any deficiency or credit any overpayment to Deposit Account No. 13-2490.
4. CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and this paper, as described in paragraph 1 herein above, are being delivered by hand delivery to : Examiner T. Hawkins, Drawings Branch, c/o Assistant Commissioner of Patents, Washington, D.C. 20231 on the 20th day of October 2000.

By:

Kevin E. Noonan, Ph.D.
Reg No. 35,303

EL028731889US

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REQUEST TO RESCIND ABANDONMENT

Assistant Commissioner for Patents
Washington, D.C. 20231
ATTN: Examiner Tom Hawkins, Drawings Branch

Office of Patent Publication
Director's Office

Dear Sir:

Responsive to the Notice of Abandonment, mailed October 11, 2000, Applicants hereby respectfully request that the Notice (Exhibit A) be withdrawn and that the above-identified application, for which the issue fee was paid on August 27, 1999.

The Notice of Abandonment indicates that this application became abandoned for failure to submit corrected drawings as required by the draftsman. Applicants submit herewith copies of the formal drawings previously submitted on November 29, 1999. Applicants also submit herewith a copy of the Certificate of Express Mail (Exhibit B), showing that the drawings were timely submitted on November 29, 2000.

Applicants respectfully contend that the evidence produced herein establishes that their application became abandoned in error, and request that the abandonment be rescinded and the application proceed to issue. If, for any reason, the U.S. Patent and Trademark Office determines that this application was properly abandoned, then Applicants request that this paper be considered a Petition to Withdraw Abandonment of an Unintentionally Abandoned Application, and are

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authorized to charge Deposit Account 13-2490 for the full amount of the required fee. Applicants by their undersigned attorney attest that this application was became abandoned unintentionally, and that no undue delay was occasioned in their filing this paper to have the abandonment withdrawn.

If Examiner Hawkins believes it to be helpful, he is invited to contact the undersigned by telephone at (312) 913-0001.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff

Date: October 19, 2000

By: 

Kevin E. Noonan, Ph.D.
Reg. No. 35,303